

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 17TH SEPTEMBER 2007 / 26TH BHADRA 1929

WP(C).No. 27467 of 2007(T)

PETITIONER:

THOMAS KUNNATH, S/O.YOHANNAN YOHANNAN,
KUNNATH HOUSE, PUTHUMANOOR, PUTHENCRIJ P.O.,
ERNAKULAM.

BY ADV. SRI.M.P.MADHAVANKUTTY

RESPONDENTS:

1. THIRUVANIYOOR GRAMA PANCHAYATH,
REP. BY ITS SECRETARY,
THIRUVANIYOOR P.O,
ERNAKULAM.

2. THE SECRETARY,
THIRUVANIYOOR GRAMA PANCHAYATH,
THIRUVANIYOOR P.O.,
ERNAKULAM.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) NO. 27467 of 2007

Dated this the 17th day of September , 2007

JUDGMENT

In the nature of the relief which is being given to the petitioner, it is not necessary that notice is issued to the Panchayat. The petitioner, who is a contractor by profession, is aggrieved in that the 2nd respondent- Secretary of the Panchayat has not been inclined to release to him excess amounts paid by him for purchasing bitumen from the open market for carrying certain roads works on behalf of the first respondent Panchayat. Ext.P2 representation has been filed by the petitioner before the 2nd respondent relying certain Government's Circulars covering the matter. The 2nd respondent will take up Ext.P2, hear the petitioner on the basis of the various grounds raised in the writ petition taking into account Ext.P1 and any other relevant circulars and take a correct and just decision on Ext.P2 at the earliest and at any rate within one month of receiving a copy of this judgment together with copy of this writ petition and all the exhibits.

The writ petition is disposed of as above.

**PIUS C. KURIAKOSE,
JUDGE.**

Dpk

dpk